

12-09-04

Ref # JMW

DT14 Rec'd PCT/PTO 07 DEC 2004

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/683,654
	Filing Date	October 9, 2003
	First Named Inventor	Anthony J. AIELLO
	Art Unit	2834
	Examiner Name	D. Le
	Attorney Docket Number	146712007000

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Fee Transmittal (original + 1 copy for fee processing (2 pages total)); Return Receipt Postcard

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1952. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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DEC 15 2004
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	December 7, 2004
Name (Print/Type)	Christopher B. Eide	Registration No.	48,375

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV537016121US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 7, 2004

Signature: (Georgina Matos)

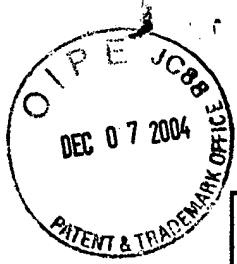
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FEE TRANSMITTAL for FY 2005 <small>Effective 10/01/2004. Patent fees are subject to annual revision.</small>		Complete if Known	
		Application Number	10/683,654
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	October 9, 2003
		First Named Inventor	Anthony J. AIELLO
		Examiner Name	D. Le
TOTAL AMOUNT OF PAYMENT (\$)		790.00	Attorney Docket No. 146712007000
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP		Large Entity Small Entity	
The Director is authorized to: (check all that apply)		Fee Code Fee (\$)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		Fee Code Fee (\$)	
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)		Fee Description	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		Fee Paid	
1. BASIC FILING FEE		1051 130 2051 65 Surcharge - late filing fee or oath	
Large Entity Small Entity		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.	
Fee Code Fee (\$)	Fee Code Fee (\$)	1053 130 1053 130 Non-English specification	
1001 790 2001 395	Utility filing fee	1812 2,520 1812 2,520 For filing a request for ex parte reexamination	
1002 350 2002 175	Design filing fee	1804 920* 1804 920* Requesting publication of SIR prior to Examiner action	
1003 550 2003 275	Plant filing fee	1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action	
1004 790 2004 395	Reissue filing fee	1251 110 2251 55 Extension for reply within first month	
1005 160 2005 80	Provisional filing fee	1252 430 2252 215 Extension for reply within second month	
SUBTOTAL (1) (\$)		1253 980 2253 490 Extension for reply within third month	
0.00		1254 1,530 2254 765 Extension for reply within fourth month	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1255 2,080 2255 1,040 Extension for reply within fifth month	
Total Claims	16	1401 340 2401 170 Notice of Appeal	
Independent Claims	4	1402 340 2402 170 Filing a brief in support of an appeal	
Multiple Dependent		1403 300 2403 150 Request for oral hearing	
Extra Claims	0	1451 1,510 1451 1,510 Petition to institute a public use proceeding	
Fee from below	18.00	1452 110 2452 55 Petition to revive - unavoidable	
Fee Paid	0.00	1453 1,370 2453 685 Petition to revive - unintentional	
0	88.00	1501 1,370 2501 685 Utility issue fee (or reissue)	
300.00		1502 490 2502 245 Design issue fee	
Large Entity Small Entity		1503 660 2503 330 Plant issue fee	
Fee Code Fee (\$)	Fee Code Fee (\$)	1460 130 1460 130 Petitions to the Commissioner	
1202 18 2202 9	Claims in excess of 20	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)	
1201 88 2201 44	Independent claims in excess of 3	1806 180 1806 180 Submission of Information Disclosure Stmt	
1203 300 2203 150	Multiple dependent claim, if not paid	8021 40 8021 40 Recording each patent assignment per property (times number of properties)	
1204 88 2204 44	** Reissue independent claims over original patent	1809 790 2809 395 Filing a submission after final rejection (37 CFR 1.129(a))	
1205 18 2205 9	** Reissue claims in excess of 20 and over original patent	1810 790 2810 395 For each additional invention to be examined (37CFR 1.129(b))	
SUBTOTAL (2) (\$)		1801 790 2801 395 Request for Continued Examination (RCE)	
0.00		1802 900 1802 900 Request for expedited examination of a design application	
**or number previously paid, if greater; For Reissues, see above		Other fee (specify)	
		*Reduced by Basic Filing Fee Paid	
		SUBTOTAL (3) (\$)	
		790.00	
SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Christopher B. Eide	Registration No. (Attorney/Agent)	48,375
Signature		Telephone	(650) 813-5720
		Date	December 7, 2004